

1 Rough Ascii - W. Webb - Not a Final

2 The Phillies

V.

3 Harrison/Erickson, Incorporated, et al.

4 DATE: March 11, 2020

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ROUGH TRANSCRIPT

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2 We're going to --

3 A. My --

4 Q. -- mark as exhib --

5 A. -- my mother would not like. It

6 was I.

7 MR. MONTCLARE: We're going to mark
8 as Exhibit 80, Defendants' 80, the subpoena
9 in this case. Here you go. Here you go.

10 (Exhibit D-80, subpoena, is marked
11 for identification.)

12 THE WITNESS: You didn't tell me I
13 had to read.

14 MR. WOLFSOHN: I had forgot. Forgot
15 to tell you that. Actually, he didn't ask
16 you to read, so...

17 MR. MONTCLARE: No, I'm -- it's
18 smart.

19 BY MR. MONTCLARE:

20 Q. Mr. Webb, do you recognize that
21 document?

22 A. No.

23 Q. Have you ever seen it before?

24 A. No.

25 Q. If you take a look at the

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2 second -- excuse me. Not the second page.
3 The last page of the document, it has a series
4 of document demands.

5 Do you see that?

6 A. Yes, I see that.

7 Q. Have you ever looked for the
8 documents that are requested in -- in -- in
9 that demand?

10 A. No one has asked me to and, no, I
11 have not.

12 Q. Okay. Are you being paid for your
13 time today, sir?

14 A. I beg your pardon.

15 Q. Are you being paid for your time
16 today?

17 A. No.

18 Q. Are you being represented by
19 Mr. Wolfsohn?

20 A. Am I?

21 MR. WOLFSOHN: Yeah.

22 THE WITNESS: I'm not paying you.

23 MR. WOLFSOHN: It's a common
24 arrangement --

25 THE WITNESS: Okay.

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2 Q. And you gave advice to The

3 Philllies without knowing that?

4 MR. WOLFSOHN: You can answer that
5 question.

6 THE WITNESS: Yes.

7 BY MR. MONTCLARE:

8 Q. Did you know -- have any knowledge
9 of the term of copyright under the U.S.
10 copyright laws in 19 --

11 MR. WOLFSOHN: Term --

12 BY MR. MONTCLARE:

13 Q. -- in 1984?

14 MR. WOLFSOHN: -- the term meaning,
15 like, how long does a copyright last.

16 THE WITNESS: Honestly, I don't
17 think I did know how long a copyright
18 lasted.

19 BY MR. MONTCLARE:

20 Q. Do you believe that Mr. Giles and
21 The Philllies were relying on you to understand
22 every portion of this agreement when they
23 retained you to give advice with respect to
24 this agreement?

25 A. Well, the hook in that question is

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2 "every portion." I was hired to review the
3 agreement. My job was to make sure that they
4 got everything that your client had, and I did
5 that to the best of my knowledge.

6 Q. But you're saying you had no
7 knowledge of the copyright termination
8 provisions; correct?

9 A. I said I did not have knowledge of
10 that.

11 Q. Do you believe you were qualified
12 to review this document from a legal
13 perspective?

14 A. Yes.

15 Q. Okay. I'm not going to go through
16 the specifics. Do you remember any of the
17 specific provisions in this document?

18 A. No, not the specifics. I remember
19 the general import of it. And to the degree
20 that I worked on it, I tried to do the two
21 things that I told you, everything for all
22 time.

23 Q. And, in fact, you made some
24 changes to this, the original draft that was
25 given to you by the Harrison Erickson people;